



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 24741-1523

In re patent application of:

Fritz GRUNERT *et al.*

Confirmation No. 9439

Serial No.: 09/807,509

Examiner: WEHBE, Anne Marie Sabrina

Filed: June 25, 2001

Group Art Unit: 1632

For: PROCESS FOR PREPARING ANTIBODIES AGAINST A POLYPEPTIDE IN WHICH THE NUCLEIC ACID ENCODING THE PEPTIDE IS KNOWN

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**  
**UNDER 37 CFR § 1.121**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants respond herein to the Notice of Non-Compliant Amendment (37 CFR § 1.121) mailed November 2, 2004. The Amendment filed on August 18, 2004, is considered non-compliant because both claims 11 and 12 contain an unacceptable claim identifier "Previously amended". Claims 11 and 12 have been amended to provide the correct claim identifier "previously presented." In accordance with the requirements, only the corrected section of the non-compliant amendment document is being resubmitted (in its entirety), e.g., page 3 of the Amendment which includes claims 11 and 12.

Please replace page 3 of the Amendment filed August 18, 2004, with the attached corrected Amendment page.

Applicants do not believe that any fees are required. In the event that this is not correct, Applicants request such extension of time and authorize the Commissioner to charge the undersigned's Deposit Account No. 08-1641.

Respectfully submitted,

Date: November 5, 2004



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